

CHAPTER 371

PROPOSED CONSTITUTIONAL AMENDMENT
IN RE COMPOSITION OF THE GENERAL ASSEMBLY

(Second time passed by G. A.)

S. J. R. 1

A JOINT RESOLUTION proposing a constitutional amendment to the Constitution of the State of Iowa relating to the composition of the General Assembly, the basis of representation of the members thereof, and to amend such Constitution by repeal of section six (6), Article three (III) thereof, section thirty-four (34) of such Article three (III) thereof and the 1904 and 1928 amendments thereto, sections thirty-five (35) and thirty-six (36) of such Article three (III), and the 1904 amendment to each such section, and section thirty-seven (37) of said Article three (III), and proposing substitutes in lieu thereof.

Be It Resolved by the General Assembly of the State of Iowa:

1 SECTION 1. The following amendment to the Constitution of the
2 State of Iowa is hereby proposed.

3 "Section six (6) of Article three (III), section thirty-four (34) of
4 Article three (III) and the 1904 and 1928 amendments thereto, sec-
5 tions thirty-five (35) and thirty-six (36) of Article three (III) and the
6 1904 amendment to each such section, and section thirty-seven (37) of
7 Article three (III) are hereby repealed and the following proposed in
8 lieu thereof:

9 "Section 6. The senate shall consist of fifty-eight (58) senators,
10 one (1) senator elected from each senatorial district. For each redis-
11 tricting, changed senatorial districts shall be so classified by lot by the
12 redistricting authority so that as nearly as possible one-half of the
13 senators shall be elected every two (2) years.

14 "If a senatorial district is unchanged or is reduced in size and no
15 new territory is added to it, and the incumbent senator resides in the
16 district of reduced size or the unchanged district, he shall be permitted
17 to complete the term for which he was elected, and the senatorial dis-
18 trict shall remain in the same class of districts.

19 "The redistricting authority shall provide in its redistricting state-
20 ment, law, or court order for the cutting short of terms of senators,
21 where necessary. Any senator whose term is cut short by a redistrict-
22 ing shall not be compensated for the uncompleted part of his term.

23 "Section 34. The house of representatives shall consist of ninety-
24 nine (99) members, one (1) elected from each county as county lines
25 existed on January 1, 1961.

26 "Section 35. Senatorial districts shall meet the following require-
27 ments:

28 "1. Each shall have a population, as shown by the most recent de-
29 cennial United States census, equal to that of every other district, a
30 deviation of no more than ten (10) percent from the population unit
31 (the state population divided by fifty-eight (58)) being allowed.

32 "2. Each shall consist of compact and contiguous territory; areas
33 joined only at the point of a corner shall not be regarded as contig-
34 uous.

35 "3. So far as practicable, a county shall not be divided unless it is
36 entitled to more than one (1) district, and senatorial district lines

37 shall conform to township and voting district boundaries.

38 "Section 36. In 1965 and in the year ending in three (3) of each
39 decade thereafter, the senatorial districts shall be redistricted.

40 "By November fifteen (15) in 1964 and in the year ending in two
41 (2) of each decade thereafter, a ten (10) member redistricting com-
42 mission shall be appointed to redistrict senatorial districts. The state
43 central committee of the two (2) political parties casting the largest
44 number of votes for governor in the last preceding election shall each
45 appoint five (5) qualified voters. If a party fails to submit such names
46 to the secretary of state by November fifteen (15), the supreme court
47 shall promptly appoint the members from such party. Compensation
48 for members of the commission shall be established by law.

49 "By February one (1) of the year following its appointment, the
50 redistricting commission shall file with the secretary of state a state-
51 ment of its action, including the boundaries and classification of sena-
52 torial districts. To be valid, this statement must be signed by seven
53 (7) members. The general assembly may amend this statement or
54 enact a substitute, but such action must be taken by May one (1) of
55 such year.

56 "If the redistricting commission does not file its redistricting state-
57 ment by February one (1) of the year following its appointment, the
58 general assembly shall redistrict the senatorial districts in a single
59 legislative enactment by May one (1) of such year.

60 "If the commission and the general assembly fail to redistrict within
61 the time allotted, the supreme court shall redistrict by October one
62 (1) of such year. The action of the court shall be entered and certified
63 to the secretary of state by court order, which shall be final.

64 "Before June one (1) of such year, any ten (10) members of the
65 general assembly may petition the supreme court to determine whether
66 the redistricting of the commission or the general assembly substan-
67 tially complies with the redistricting provisions of the constitution.
68 If the redistricting substantially complies, the court shall so notify
69 the secretary of state, and the decision shall be final. If the court
70 determines that the redistricting does not substantially comply, it
71 shall redistrict as provided in the preceding paragraph of this section.

72 "Section 37. Redistricting shall take effect beginning for the nom-
73 ination and election of senators for the next regular session of the
74 general assembly following the adoption of the redistricting state-
75 ment, law, or court order. When a congressional or senatorial district
76 shall be composed of two (2) or more counties, it shall not be entirely
77 separated by any county belonging to another district, and no county
78 shall be divided in forming a congressional district."

1 SEC. 2. The foregoing amendment to the Constitution of the State
2 of Iowa has been adopted and agreed to by the Fifty-ninth (59th)
3 General Assembly, and having been referred by such Assembly to the
4 Legislature to be chosen in the next general election, being the 60th
5 General Assembly, and having been duly published in accordance with
6 and in compliance with the direction of the Fifty-ninth (59th) Gen-
7 eral Assembly, it is now adopted and agreed to by the Sixtieth (60th)
8 General Assembly in this Joint Resolution, and shall be submitted to

9 the people at a special election to be held for that purpose on the first
10 Tuesday in December in the year nineteen hundred sixty-three (1963)
11 in accordance with the directions of Article X of the Constitution of
12 Iowa. The submission at said special election shall in all respects be
13 governed and conducted as prescribed by law and the Constitution of
14 Iowa for the submission of a constitutional amendment at a general
15 election.

CHAPTER 372

CONSTITUTIONAL CONVENTION AMENDMENT

(Second time passed by G. A.)

H. J. R. 1

A JOINT RESOLUTION proposing a constitutional amendment relating to constitutional convention.

Be It Resolved by the General Assembly of the State of Iowa:

1 SECTION 1. The following amendment to the Constitution of the
2 State of Iowa is hereby proposed:
3 Section three (3) of Article ten (X) of the Constitution of the State
4 of Iowa is repealed and the following adopted in lieu thereof:
5 Section 3. At the general election to be held in the year one
6 thousand nine hundred and seventy, and in each tenth year thereafter,
7 and also at such times as the General Assembly may, by law, provide,
8 the question, "Shall there be a Convention to revise the Constitution,
9 and propose amendment or amendments to same?" shall be decided by
10 the electors qualified to vote for members of the General Assembly;
11 and in case a majority of the electors so qualified, voting at such elec-
12 tion, for and against such proposition, shall decide in favor of a Con-
13 vention for such purpose, the General Assembly, at its next session,
14 shall provide by law for the election of delegates to such Convention,
15 and for submitting the results of said Convention to the people, in
16 such manner and at such time as the General Assembly shall provide;
17 and if the people shall approve and ratify such amendment or amend-
18 ments, by a majority of the electors qualified to vote for members of
19 the General Assembly, voting thereon, such amendment or amend-
20 ments shall become a part of the constitution of this state. If two or
21 more amendments shall be submitted at the same time, they shall be
22 submitted in such a manner that electors may vote for or against each
23 such amendment separately.